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### Total # of Pages 23 (including this page)

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United States Patent and Trademark Office Attn: Examiner B. Bunner Art Unit: 1647	703-308-0198	703-872-9306

From: Barry S. Wilson

Date: December 5, 2003

Client/Matter No: 088802-1852

**User ID No: 3067** 

#### MESSAGE:

Re:

U.S. Patent Application No. 09/155,252

Our Ref:

SALK1470-2 (088802-1852)

#### Attached please find:

- Transmittal (2 pgs.);
- Response (19 pgs.);
- Authorization to charge Deposit Account No. 50-0872 any fees due.

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(088802-1852)

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: Evans et al.

Group Art Unit: 1647

DEC 0 5 2003

Application No.:

09/155,252

Examiner: B. Bunner

Confirmation No.:

8370

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Washington,

D.C., on the date below.

Filing Date:

September 21, 1998

For:

METHOD OF TESTING COMPOUNDS

FOR REGULATION OF TRANSCRIPTION OF PEROXISOME PROLIFERATOR ACTIVATED RECEPTOR-GAMMA (as

amended)

<u>Germaine Sarda</u>

December 5, 2003

Date

#### AMENDMENT TRANSMITTAL

Mail Stop NON-FEE AMENDMENT Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

- [X] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Atty. Dkt. No. SALK1470-2 (088802-1852)

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date December 5, 2003

**FOLEY & LARDNER** 

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(858) 847-6711 (858) 792-6773 Barry S. Wilson (39,431)

For

Stephen E. Reiter Attorney for Applicant Registration No. 31,192

## **OFFICIAL**

PATENT

Attorney Docket No.: SALK1470-2

(088802-1852)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: Evans et al.

Group Art Unit: 1647

DEC 0 5 2003

Application No.:

09/155,252

Examiner: B. Bunner

Confirmation No.: 83

8370

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Germaine Sarda

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METHOD OF TESTING COMPOUNDS FOR REGULATION OF TRANSCRIPTION

OF PEROXISOME PROLIFERATOR
ACTIVATED RECEPTOR-GAMMA (as

amended)

December 5, 2003

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### RESPONSE

Sir:

Responsive to the Office Action mailed September 5, 2003 (Paper No. 32), please consider the following amendments and remarks.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 15 of this paper.